

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission       )  
approval of interconnection agreements and                )  
amendments.    )  
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At the December 20, 2016 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. Sally A. Talberg, Chairman  
          Hon. Norman J. Saari, Commissioner  
          Hon. Rachael A. Eubanks, Commissioner

**ORDER**

The following parties have filed joint applications for approval of interconnection agreements  
or amendments to an interconnection agreement:

Case No. U-13302	AT&T Michigan and BullsEye Telecom, Inc. Application filed December 2, 2016, for approval of an eleventh amendment to the interconnection agreement (adds terms and conditions to implement (1) the Lifeline and Link-Up Reform and Modernization et al., WC Docket No. 11-42 et al., Second Report and Order, FCC 15-71, released June 22, 2015, (2) the Connect America Fund et al., WC Docket No. 10-90 et al., Report and Order, FCC 11-161, issued November 18, 2011, and FCC 11-189, amended on December 23, 2011, and (3) the Petition of US Telecom for Forbearance Pursuant to 47 USC 160(c) from Enforcement of Obsolete ILEC Legacy Regulations That Inhibit Deployment of Next-Generation Networks, WC Docket No. 14-192, released December 28, 2015; replaces language and rates related to OS/DA; revises the notices and expiration provisions; and extends the Midwest Performance Measures and Remedies Plan to December 31, 2018).
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- Case No. U-13378      AT&T Michigan and Comcast Phone of Michigan, LLC  
Application filed December 1, 2016, and amended application filed December 6, 2016, for approval of a thirteenth amendment to the interconnection agreement (extends the term of the twelfth amendment pertaining to the approved Performance Measures and Remedies Plan to December 31, 2018).
- Case No. U-15219      AT&T Michigan and Climax Telephone Company  
Application filed December 1, 2016, for approval of a seventh amendment to the interconnection agreement (adds terms and conditions to implement (1) the Lifeline and Link-Up Reform and Modernization et al., WC Docket No. 11-42 et al., Second Report and Order, FCC 15-71, released June 22, 2015, and (2) the Connect America Fund et al., WC Docket No. 10-90 et al., Report and Order, FCC 11-161, issued November 18, 2011, and FCC 11-189, amended on December 23, 2011; replaces language and rates related to OS/DA; and revises the notices and expiration provisions).
- Case No. U-18184      AT&T Michigan and Airus, Inc.  
Application filed December 7, 2016, for approval of a second amendment to the interconnection agreement (adds the state of Texas to the agreement).

47 USC 252(e)(2) and (3) provides in part:

- (2) The State commission may only reject
  - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) of this section if it finds that--
    - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
    - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; . . .
- (3) Notwithstanding paragraph (2), but subject to section 253 of this title, nothing in this section shall prohibit a State commission from establishing or enforcing other requirements of State law in its review of an agreement, including requiring compliance with intrastate telecommunications service quality standards or requirements.

After reviewing the applications, the Commission finds that they should be approved. The Commission finds that the agreements and amendments are consistent with federal and state law and are in the public interest. Under 47 USC 252(i) and MCL 484.2359(2), the services provided

under the agreements shall be made available to other telecommunications carriers upon the same terms and conditions.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreements and amendments listed above are approved.

B. Approval of the interconnection agreements and amendments does not alter the duty of the parties to comply with relevant federal and state law and past and future Commission orders and rules.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party aggrieved by this order may file an action in the appropriate federal District Court under 47 USC 252(e)(6). To comply with the requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel. Electronic notifications should be sent to the Executive Secretary at [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov) and to the Michigan Department of the Attorney General - Public Service Division at [pungpl@michigan.gov](mailto:pungpl@michigan.gov). In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General - Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

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Sally A. Talberg, Chairman

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Norman J. Saari, Commissioner

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Rachael A. Eubanks, Commissioner

By its action of December 20, 2016.

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Kavita Kale, Executive Secretary